



WISCONSIN LEGISLATIVE COUNCIL AMENDMENT MEMO

2005 Assembly Bill 364

Assembly Amendment 1

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Assembly Bill 364 provides that a person who operates a motor vehicle while his or her operating privilege is suspended or revoked and who causes injury to another person is guilty of a Class I felony. A Class I felony is punishable by a fine not to exceed \$10,000 or imprisonment (a combined term of confinement in prison and extended supervision) of not more than 3-1/2 years, or both. Also under the bill, a person who causes the death of another person while operating a motor vehicle while his or her operating privilege is suspended or revoked is guilty of a Class G felony. A Class G felony is punishable by a fine not to exceed \$25,000 or imprisonment not to exceed 10 years, or both.

Assembly Amendment 1 modifies the bill so that the newly created penalties apply only if the person's operating privilege has been suspended or revoked because the person committed one or more moving violations.

Legislative History

Assembly Amendment 1 was offered by Representative Lehman on November 1, 2005. The Assembly Committee on Criminal Justice and Homeland Security recommended adoption of the amendment on a vote of Ayes, 12; Noes, 0 and recommended passage of the bill, as amended, on a vote of Ayes, 10; Noes, 2 on November 2, 2005.

AS:jal